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March 14, 2006

**VIA FACSIMILE**  
**EXPEDITED PROCEDURE**

To: Examiner Dzung Tran  
Group Art Unit No. 2633  
U. S. P. T. O.

Facsimile No. 571-273-8300

From: Phillip E. Miller

Facsimile No. 703-761-2375

Re: Filing of Response to Notice of Non-Compliant Amendment  
U. S. Patent Application Serial No. 09/730,786  
Our Ref: NIS.029

Dear Examiner:

Enclosed please find Response to Notice of Non-Compliant Amendment dated March 3, 2006 which should place the Application in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,

  
Phillip E. Miller

PEM/lmb  
Enclosure

Ser. No. 09/730,786  
Docket No. N00230US

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****In re Application of**

Satoshi Mikami

**Serial No.:** 09/730,786      **Group Art Unit:** 2633**Filed:** December 7, 2000      **Examiner:** Dzung Tran**For:** OPTICAL COMMUNICATION SYSTEM INCLUDING A TRANSMISSION LINE  
COMPENSATING DEVICE THAT PRODUCES RAMAN AMPLIFICATION BASED  
UPON A CONTROL SIGNAL

Honorable Commissioner of Patents  
Alexandria, VA 22313 - 1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Sir:

In response to the Notice of Non-Compliant Amendment dated March 3, 2006, Applicant states as follows:

The Examiner alleges that Amendment filed herein on February 15, 2006 is non-compliant because it makes amendments to the drawings and the drawings are not properly identified in the top margin.

However, the drawing attached to the Amendment was not a drawing in the present Application, but is a drawing from U. S. Patent No. 6,563,614, and was simply attached to the Amendment as an exhibit. Indeed, the drawing is clearly marked "U. S. Patent No. 6,563,614" thereon.

Therefore, the Examiner is respectfully requested to withdraw the Notice of Non-Compliant Amendment and proceed with the examination of the present Application.

In view of the foregoing, Applicant respectfully submits that claims 1-6, 14-16, 19-22, 25 and 41-47, all the claims presently pending in the Application, are patentably distinct over the

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prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

Should the Examiner find the Application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,

Date:

3/14/06

Phillip E. Miller  
Registration No. 46,060

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**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing was filed by facsimile with the United States Patent and Trademark Office, Examiner Dzung Tran, Group Art Unit # 2633 at fax number (571) 273-8300 this 14th day of March, 2006.



Phillip E. Miller  
Reg. No. 46,060